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8                   UNITED STATES DISTRICT COURT  
9                   WESTERN DISTRICT OF WASHINGTON  
10                  AT SEATTLE

11                  JOSEPH STANLEY PIGOTT,

12                  Plaintiff,

13                  v.

14                  ROBERT M. McKENNA, *et al.*,

15                  Defendants.

CASE NO. C07-1600-JCC

16                  ORDER DENYING *IN FORMA*  
17                  PAUPERIS APPLICATION AND  
18                  DISMISSING MATTER WITHOUT  
19                  PREJUDICE

20                  The Court, having reviewed plaintiff's Application to Proceed *In Forma Pauperis*, the  
21                  Complaint, the Report and Recommendation of the Honorable James P. Donohue, United States  
22                  Magistrate Judge, and the remaining record, does hereby find and ORDER:

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24                  (1)     The Court adopts the Report and Recommendation (Dkt. No. 6);  
25                  (2)     Plaintiff's Application to Proceed *In Forma Pauperis* (Dkt. No. 5) is DENIED;  
26                  (3)     This matter is DISMISSED without prejudice; and

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28                  ORDER DENYING *IN FORMA*  
29                  PAUPERIS APPLICATION AND  
30                  DISMISSING MATTER WITHOUT  
31                  PREJUDICE - 1

(4) The Clerk is directed to send copies of this Order to Plaintiff and to the Honorable James P. Donohue.

DATED this 24th day of January, 2008.

John C. Carpenter

JOHN C. COUGHENOUR  
United States District Judge

**ORDER DENYING *IN FORMA  
PAUPERIS* APPLICATION AND  
DISMISSING MATTER WITHOUT  
PREJUDICE - 2**